



RECEIVED  
OCT 16 2003  
Group 3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PRIMARY EXAMINER

Appl. No. : 10/032,652  
Applicant : James E. Stoller  
Filed : November 13, 2001  
Title : PROTECTIVE WINTER TURF COVER  
TC/A.U. : 3643  
Examiner : Andrea M. Valenti  
Docket No. : Y1.0044

*5/Deel*  
*10/28/03*  
*[Signature]*

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. 1.132

*1988-2002*  
*26 Cnd. Hours GCSHA*  
*1 yr. of Plant & Soil Tech.*  
*SMVTI 1981-1982*

I, Richard Fahey, hereby declare that:

1. I am 45 years of age.

2. I have NO degree from

3. I am employed by Poland Spring Golf Club, in Poland

Spring, Maine, and have worked in the golf industry for

21 years, and have acquired substantial expertise  
therein.

4. I have reviewed the above captioned patent  
application.

5. I have reviewed the reference cited by the Examiner  
namely U.S. Patent Number 6,127,293 to Kimura and United  
States Patent Number 2,401,997 to Whitman.

6. Each of the cited patents are related to a woven  
material, which becomes permeable to water, when that material

is unfolded and refolded during installation and subsequent year end removal. This happens when the outer coatings of woven material are stressed and crack, making the film permeable to water.

7. Another problem with the cited reference is what is known as "WindWhip". Windwhip occurs with woven material during the year after the cover is applied and there is a steady wind. The material will tend to flutter up and down in the wind and crack the outer coating of a woven film then rendering it a permeable material rather than an impermeable one. Each of the cited patents appear to be related to a woven material, which becomes permeable to water, when that woven material is stretched during installation. The stretching appears to break the tightness of the weave and permit leakage.

8. I have used a green cover of the invention to which the above captioned patent application is directed; and find that:

(A) the invention described therein has solved a major problem in the care of the greens for the golf course;

(B) the cover has reduced cost and time to get the greens ready for the season by a substantial amount;

(C) This is the first time in 15 years without blemishes on #5, the only difference in our preparation time over the prior opening was due the use of the green cover in the above-

captioned patent application; and

(D) the cover is much more durable and reusable than any other cover, I have used.

9. The circled picture on the attached card is true and accurate picture of the golf course at Poland Spring Golf Club, in Poland Spring, Maine, with the green areas having been covered by the cover of the above captioned invention.

10. I am not employed by the above-named inventor.  
I hereby declare that all statements made herein of my own knowledge is true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Further declarant saith not this 27 day of September, 2003.

  
Richard Falley

GCSA # 016294  
Class A

Mathew R. P. Perrone, Jr.  
Attorney for Applicant  
210 South Main Street  
Algonquin, Illinois 60102  
Telephone Number 847/658-5140  
Registration Number 22,951

Date of Mailing: 9-29, 2003



RECEIVED  
OCT 16 2003  
Group 3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PRIMARY EXAMINER

Appl. No. : 10/032,652  
Applicant : James E. Stoller  
Filed : November 13, 2001  
Title : PROTECTIVE WINTER TURF COVER  
TC/A.U. : 3643  
Examiner : Andrea M. Valenti  
Docket No. : Y1.0044

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. 1.132

I, Roger Kisch, hereby declare that:

1. I am 62 years of age.  
2. I have High School degree from Humboldt High  
3. I am employed by South View Country Club, in St. Paul, Minnesota, and have worked in the golf industry for 40 years, and have acquired substantial expertise therein.

4. I have reviewed the above captioned patent application.

5. I have reviewed the reference cited by the Examiner namely U.S. Patent Number 6,127,293 to Kimura and United States Patent Number 2,401,997 to Whitman.

6. Each of the cited patents are related to a woven material, which becomes permeable to water, when that material is unfolded and refolded during installation and subsequent

year end removal. This happens when the outer coatings of woven material are stressed and crack, making the film permeable to water.

7. Another problem with the cited reference is what is known as "WindWhip". Windwhip occurs with woven material during the year after the cover is applied and there is a steady wind. The material will tend to flutter up and down in the wind and crack the outer coating of a woven film then rendering it a permeable material rather than an impermeable one. Each of the cited patents appear to be related to a woven material, which becomes permeable to water, when that woven material is stretched during installation. The stretching appears to break the tightness of the weave and permit leakage.

8. I have used a green cover of the invention to which the above captioned patent application is directed; and find that:

(A) the invention described therein has solved a major problem in the care of the greens for the golf course;

(B) the cover has reduced cost and time to get the greens ready for the season by a substantial amount;

(C) Dead grass is not an option, the only difference in our preparation time over the prior opening was due the use of the green cover in the above-captioned patent application; and

(D) the cover is much more durable and reusable than any

other cover, I have used.

9. The circled picture on the attached card is true and accurate picture of the golf course at South View Country Club, in St. Paul, Minnesota, with the green areas having been covered by the cover of the above captioned invention.

10. I am not employed by the above-named inventor, but I am an independent contractor for his corporation.

11. I was so impressed with the product covered by the above referenced patent application, that I now promote the product and receive a commission on sales I have promoted. I hereby declare that all statements made herein of my own knowledge is true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Further declarant saith not this 12<sup>th</sup> day of Sept., 2003.

Roger A. Kisch  
Roger Kisch

Mathew R. P. Perrone, Jr.  
Attorney for Applicant  
210 South Main Street  
Algonquin, Illinois 60102  
Telephone Number 847/658-5140  
Registration Number 22,951  
Date of Mailing: Sept 18, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PRIMARY EXAMINER

Appl. No. : 10/032,652  
Applicant : James E. Stoller  
Filed : November 13, 2001  
Title : PROTECTIVE WINTER TURF COVER  
TC/A.U. : 3643  
Examiner : Andrea M. Valenti  
Docket No. : Y1.0044

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. 1.132

I, Dale Caldwell, hereby declare that:

1. I am 55 years of age.
2. I have BS degree from PENNSYLVANIA STATE UNIVERSITY
3. I am employed by Minneapolis Golf Club, in Minneapolis, Minnesota, and have worked in the golf industry for 30 years, and have acquired substantial expertise therein.
4. I have reviewed the above captioned patent application.
5. I have reviewed the reference cited by the Examiner namely U.S. Patent Number 6,127,293 to Kimura and United States Patent Number 2,401,997 to Whitman.
6. Each of the cited patents are related to a woven material, which becomes permeable to water, when that material

is unfolded and refolded during installation and subsequent year end removal. This happens when the outer coatings of woven material are stressed and crack, making the film permeable to water.

7. Another problem with the cited reference is what is known as "WindWhip". Windwhip occurs with woven material during the year after the cover is applied and there is a steady wind. The material will tend to flutter up and down in the wind and crack the outer coating of a woven film then rendering it a permeable material rather than an impermeable one. Each of the cited patents appear to be related to a woven material, which becomes permeable to water, when that woven material is stretched during installation. The stretching appears to break the tightness of the weave and permit leakage.

8. I have used a green cover of the invention to which the above captioned patent application is directed; and find that:

(A) the invention described therein has solved a major problem in the care of the greens for the golf course;

(B) the cover has reduced cost and time to get the greens ready for the season by a substantial amount;

(C) GreenJackets are our exclusive covers, the only difference in our preparation time over the prior opening was due the use of the green cover in the above-captioned patent



application; and

(D) the cover is much more durable and reusable than any other cover, I have used.

9. The circled picture on the attached card is true and accurate picture of the golf course at Minneapolis Golf Club, in Minneapolis, Minnesota, with the green areas having been covered by the cover of the above captioned invention.

10. I am not employed by the above-named inventor. I hereby declare that all statements made herein of my own knowledge is true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Further declarant saith not this 9<sup>TH</sup> day of SEPTEMBER, 2003.

  
Dale Caldwell

Mathew R. P. Perrone, Jr.  
Attorney for Applicant  
210 South Main Street  
Algonquin, Illinois 60102  
Telephone Number 847/658-5140  
Registration Number 22,951

Date of Mailing: 9/9, 2003